



# BEST AVAILABLE COPY

A. J. Heer 7-2-2-1

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

### Declaration and Power of Attorney

As the below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled **METHOD AND APPARATUS FOR UPGRADING SOFTWARE IN NETWORK BRIDGES** the specification of which

[ ] is attached hereto

OR

[ X ] was filed on February 27, 2004 as application Serial No. 10/789,966.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by an amendment, if any, specifically referred to in this oath or declaration.

I acknowledge the duty to disclose all information known to me which is material to patentability as defined in Title 37, Code of Federal Regulations, 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

None

I hereby claim the benefit under Title 35, United States Code, 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, 112, I acknowledge the duty to disclose all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

None

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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A. J. Heer 7-2-2-1

I hereby appoint Practitioners associated with Customer No.:

**22046**

as my Attorneys with full power of substitution and revocation, to prosecute said application, to make alterations and amendments therein, to receive the patent, and to transact all business in the Patent and Trademark Office connected therewith:

I hereby appoint the Attorney(s) on ATTACHMENT A as Attorney(s) in the aforementioned application, with full power solely to prosecute said application, to make alterations and amendments therein, to receive the patent, and to transact all business in the Patent and Trademark Office connected with the prosecution of said application. No other powers are granted to such Attorney(s) and such Attorney(s) are specifically denied any power of substitution or revocation.

I hereby authorize these Attorneys to insert in the above blanks the filing date and application serial no. when known.

Full name of 1st inventor: **Arie Johannes de Heer**

Inventor's  
signature

Date 13/04/04

Residence: **Brederostraat 278, Hengelo, 7552 KJ, Netherlands**

Citizenship: **Netherlands**

Post Office Address: **same as above**

Full name of 2nd inventor: **Gert H. Manhoudt**

Inventor's  
signature

Date April 5-th, 2004

Residence: **Jonkerweg 1H, Hilversum, 1217 PL, Netherlands**

Citizenship: **Netherlands**

Post Office Address: **same as above**

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A. J. Heer 7-2-2-1

Full name of 3<sup>rd</sup> inventor: **Erik Tromp**

Inventor's  
signature \_\_\_\_\_ Date \_\_\_\_\_

Residence: **Kloosterlaan 38, Bergen, 1861 SE, Netherlands**

Citizenship: **Netherlands**

Post Office Address: **same as above**

Full name of 4<sup>th</sup> inventor: **Siebe Warners** \_\_\_\_\_

Inventor's  
signature  Date 05-04-2004

Residence: **Woudsenderraklaan 266, Utrecht, 3544PZ, Netherlands**

Citizenship: **Netherlands**

Post Office Address: **same as above**



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None

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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I hereby authorize these Attorneys to insert in the above blanks the filing date and application serial no. when known.

Full name of 1st inventor: **Arie Johannes de Heer**

Inventor's  
signature \_\_\_\_\_ Date \_\_\_\_\_

Residence: **Brederostraat 278, Hengelo, 7552 KJ, Netherlands**

Citizenship: **Netherlands**

Post Office Address: **same as above**

Full name of 2nd inventor: **Gert H. Manhoudt**

Inventor's  
signature \_\_\_\_\_ Date \_\_\_\_\_

Residence: **Jonkerweg 1H, Hilversum, 1217 PL, Netherlands**

Citizenship: **Netherlands**

Post Office Address: **same as above**

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A. J. Heer 7-2-1

Full name of 3<sup>rd</sup> inventor: **Erik Tromp**

Inventor's signature Erik Tromp Date 5 April 2004

Residence: **Kloosterlaan 38, Bergen, 1861 SE, Netherlands**

Citizenship: **Netherlands**

Post Office Address: **same as above**

Full name of 4<sup>th</sup> inventor: **Siebe Warners**

Inventor's signature \_\_\_\_\_ Date \_\_\_\_\_

Residence: **Woudsenderraklaan 266, Utrecht, 3544PZ, Netherlands**

Citizenship: **Netherlands**

Post Office Address: **same as above**